

EXPRESS MAIL RECEIPT NO. EU973534005US
DEPOSITED ON AUGUST 1, 2003



PATENT
DKT. NO. P1098US34

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

AUG 07 2003

GROUP 3600

In re application of: **Harold G. Simpson**
Assignee: **HAROLD SIMPSON, INC.**
Application No.: **09/978,262** Group No.: **3635**
Filed: **October 15, 2001** Examiner: **Thissell, Jennifer I.**
For: **STANDING SEAM ROOF ASSEMBLY HAVING INCREASED
SIDELAP SHEAR CAPACITY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY
(37 C.F.R. § 1.28(c))**

Erroneous Filing of Small Entity Statement

1. On October 15, 2001, a small entity assertion was erroneously filed in this application.
2. This assertion of small entity status in this application and the payment of fee(s) as a small entity was/were made in good faith.
3. It has now been discovered that such status as a small entity was established in error.

Itemization of the Fee(s) Erroneously Paid as Small Entity

4.	<u>FEE(S) ERRONEOUSLY PAID</u>	<u>FEE ACTUALLY</u>	<u>DEFICIENCY</u>
	<u>AS A SMALL ENTITY</u>	<u>PAID AS A</u> <u>SMALL ENTITY</u>	<u>OWED</u>
	Filing fee paid on October 15, 2001.	\$412.00	\$422.00
	Other: Missing Parts paid on December 20, 2001.	\$65.00	\$55.00
		Total deficiency owed	\$487.00

Payment of Deficiency

5. The total deficiency owed is paid as follows:

Authorization is hereby made to charge the amount of \$487.00 to Deposit Account No. 06-0540.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date:

Aug 1, 2003

Respectfully submitted,

Daniel P. Dooley

Daniel P. Dooley, Registration No. 46,369
Bill D. McCarthy, Registration No. 26,772
Randall K. McCarthy, Registration No. 39,297
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08-04-03

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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

ERRONEOUS FILING OF A SMALL ENTITY STATEMENT

4. On October 15, 2001, a small entity assertion was erroneously filed in this application. This assertion of small entity status in this application and the payment of fee(s) as a small entity was/were made in good faith. It has now been discovered that such status as a small entity was established in error. Attached is the Notification of Error in Payment of Fee(s) As A Small Entity.

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE		ADDIT. FEE	
TOTAL	16	– 20	= 0	x	\$ 18.00	=	\$ 0.00	
INDEP.	6	– 4	= 2	x	\$ 84.00	=	\$ 168.00	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+	\$ 0.00	=	\$ 0.00	
TOTAL ADDIT. FEE							\$ 168.00	
Total additional fee for claims required \$168.00								

FEE PAYMENT

6. Authorization is hereby made to charge the amount of \$168.00 to Deposit Account No. 06-0540.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized below. A duplicate of this paper is attached.

FEE DEFICIENCY

7. If any additional extension and/or fee is required, charge Account No. 06-0540.
If any additional fee for claims is required, charge Account No. 06-0540.

OTHER

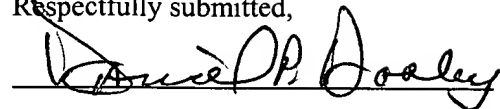
8. Other Enclosures

Replacement Drawing Sheet
Annotated Drawing Sheet Showing Changes
Petition to Make Special Because of Applicant's Age
Applicant's Statement
Notification of Error In Payment of Fee(s) As A Small Entity
Information Disclosure Statement, including 35 prior art references
Change of Attorney's Address in Application
An acknowledgment postcard

Date:

Aug. 1, 2003

Respectfully submitted,



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